

**REMEDICATION AT 202 E MARYLAND
EVANSVILLE, IN**

Date: October 3, 2012

To: File

From: Mary Tierney, U.S. EPA

Re: Documentation of work agreed to by Mr. James Stark, Jr.
202 E Maryland St, Evansville, IN

At approximately 9:30 a.m. and again at approximately 11:00 a.m. on Wednesday, October 3, 2012, I visited Mr. James Stark, Jr. (Mr. Stark) with Chris Dietrich, SulTRAC, and Chris Padilla, Lawson Environmental Services (LES), at Mr. Stark's property at 202 E Maryland. Mr. Stark restated his perspective on the events that have occurred. I did not offer to provide him with U.S. EPA's understanding of the matter. I explained to Mr. Stark that I was authorized to do the work I had specified in my emails dated September 27, 2012, and October 2, 2012.

The work that was agreed to is as follows:

- Document current conditions of property with photographs
- Scrape front and back yards to clear surface and remove vegetation and debris (to prep area for sodding)
- Place surface fill as needed and level the yards
- Place sod in front and back yards
- Install concrete sidewalk from back door area to fence line (sidewalk will be installed to curve around the trunk of the tree in the back yard)
- Resecure posts, as needed, on back fence
- Replace middle post that is missing on the west side of the back fence
- Replace broken hardware on back fence
- Replace original chain-link mesh along back fence and connect with original back gate
- Arrange for air conditioning unit in back yard to be serviced
- Water sod in front and back yards over a 30-day period (this will be done on an "as needed" basis, i.e., it may not need to be done every day during the 30-day period).

I explained to Mr. Stark that we have photo documentation that shows the damage along the east portion of the back fence – including the leaning posts – was present before remedial work was

initiated. I explained that during the 30-day watering period, he should minimize his dog's use of the front and back yards. I explained to him that I could not respond to his accusations and allegations because I was not an attorney. I explained that we would need to have access to his back yard to effectively water during the 30-day period.

cc: Kevin Herron, IDEM
Cory Reiter, SulTRAC
Chris Dietrich, SulTRAC
Chris Padilla, LES
John Tielsch, U.S. EPA
Dave Novak, U.S. EPA

This agreement was gone over verbally with Mr. Stark
on 10/4/12 at approx. 8:15am.

Mary Terry USEPA 10/4/12



Matthew

SulTRAC 10/4/12

SulTRAC 10/4/12